IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SIXTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Dr. JUSTICE G.YETHIRAJULU

WRIT PETITION No. 15341 of 2004

Between:

Avula Chinna Venkata Ramaiah, S/o. A. Siva Ramaiah,
Gram Panchayat, Tiruchanur, Tirupathi Rural Mandal, Chittoor District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Panchayat Raj & Rural Employment, Hyderabad.
2 The District Collector, Chittoor District, Chittoor.
3 S. Swamy Dass, S/o. Not Known to the Petitioner,
Rompicherla Gram Panchayat, Chittor District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue an appropriate writ, order or direction, more particularly a Writ in the nature of Mandamus, declaring the action of the respondents in proposing to transfer the petitioner in the middle of the academic year in total derogation of G.O.Ms.No.512, Finance (W&M) Dept., dated 04-06-2004, within eight months from the date of petitioner's assuming the charge, in a punitive manner, as being illegal and arbitrary, besides being violative of Article 14, 16 and 300-A of the Constitution of India, as well as against the established judicial precedents doctrines of promissory estoppels and legitimate expectation, apart from being violative of principles of natural justice and fair play.

Counsel for the Petitioner: MR.C.A.RSESHAGIRI RAO

Counsel for the Respondent Nos.1 and 2: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following:

ORDER:

The petitioner is a Government Employee. He has to seek the remedy before the A.P.Administrative Tribunal. He cannot directly approach this Court, seeking any remedy regarding his grievance.

2. The Writ Petition is, accordingly, dismissed as not maintainable, giving liberty to the petitioner to approach the A.P.Administrative Tribunal for appropriate remedy.

dsr/rns

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To:

1. The Secretary,
Panchayat Raj & Rural Employment,
Government of Andhra Pradesh,
Hyderabad

2. The District Collector,
Chittoor District,
Chittoor

3. Two CCs to the Government Pleader for

Panchayat Raj & Rural Development,

High Court Buildings, Hyderabad (OUT)

4. Two CD copies.